IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

JAMIE KING,

Plaintiff,

vs.

No. 1:21-cv-00870-KG-KK

HERZOG TRANSIT SERVICES, INC., and MILL CITY ENVIRONMENTAL CORPORATION,

Defendants.

STIPULATION OF DISMISSAL WITH PREJUDICE OF MILL CITY ENVIRONMENTAL CORPORATION AND HERZOG TRANSIT SERVICES, INC.

COME NOW the Plaintiff, Jamie King, by and through her counsel of record, David B. Joeckel, Jr., Defendant, Mill City Environmental Corporation, by and through its counsel of record, Butt Thornton & Baehr PC (Agnes Fuentevilla Padilla), and Defendant, Herzog Transit Services, Inc., by and through its counsel of record, Lewis Brisbois Bisgaard & Smith LLP (Jessica D. Marshall), pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and stipulate to the dismissal of all causes of action brought, or which could have been brought, against Mill City Environmental Corporation and Herzog Transit Services, Inc., in the above styled cause, with prejudice. All parties shall bear their own costs and fees.

Respectfully submitted,

BUTT THORNTON & BAEHR PC

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/s/ David B. Joeckel, Jr.

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I HEREBY CERTIFY that the foregoing Pleading was served via electronic mail through the CM/ECF Filing System, on this 13th day of January, 2022, to the following counsel of record:

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<u>/s/ Agnes Fuentevilla Padilla</u> Agnes Fuentevilla Padilla